IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Writ Petition No.4050 of 2003

Dattatraya Rambhau Chondhe & anr. Petitioners
Vs.
Yashwaant Rambhau Chondhe & ors. Respondents

Mr.Nitin P. Deshpande for petitioners.
Mr.Ashok Bapurao Shinde, Resp.No.4 in person.

CORAM: B.H.MARLAPALLE,J.

July 13, 2006.

P.C.

. Heard Mr.Deshpande, the learned counsel for the petitioners who had submitted an application at Exhibit 69 for being impleaded either as plaintiff or defendant in RCS No.1075 of 1996. While rejecting the said application by the impugned order dated 1/11/2002 the learned 8th Jt. Civil Judge, Junior Division at Pune has noted that the applicants have another suit pending against the defendants but have not taken steps to club that suit with RCS No.1075 of 1996 and in any case the rights of the third party i.e. the applicants would not in any way be adversely affected if RCS No.1075 of 1996 is decided without they being impleaded as parties.

. This order passed by the trial Court rejecting the application at Exhibit 69 does not call for any

interference and the petitioners are at liberty to apply to the Competent Court for clubbing both the suits.

. The petition is disposed off accordingly.

(B.H.MARLAPALLE,J.)